

CHAPTER CXIV.

An Act to Incorporate the Town of Henderson, and to Repeal a former Charter.

- CHAPTER 1. City and Ward Boundaries.
 2. Elective officers.
 3. Officers—their powers and duties.
 4. The Town Council—its general powers and duties.
 5. Assessing, Levying and Collecting Taxes.
 6. Opening of Streets, Alleys, &c.

Be it enacted by the Legislature of the State of Minnesota :

CHAPTER I.

SECTION 1. All that part of the County of Sibley contained within the limits and boundaries hereinafter described, shall be a town by the name of Henderson, and the people now inhabiting, and those who shall hereafter inhabit within the district of country herein described, shall be a municipal corporation by the name of the town of Henderson, and shall have the general powers possessed by municipal corporations at common law; in addition thereto shall possess the powers hereinafter specifically granted, and the authorities thereof shall have perpetual succession, and shall be capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded, in all Courts of law and equity, and shall have a common seal, and may change and alter the same at pleasure.

Corporate powers defined

Boundaries of the town

SEC. 2. The territory included within the following boundaries and limits shall constitute the town of Henderson, viz: The southwest quarter of section one (1), southeast quarter of section two (2), northeast quarter of section eleven (11), northwest quarter of section twelve (12), and lot number five, (5), in section twelve, (12), all being in township one hundred and twelve (112), north of range twenty-six (26), west, and in the aforesaid county of Sibley; *Provided, however,* That the said limits shall not extend east of the Minnesota River. The said town is hereby divided into two wards, viz: the First Ward to comprise all the territory within the town limits south of the line drawn through the middle of Main street, from the east to the west boundary of the town; the Second Ward to comprise all the territory north of the line of the First Ward within the said town limits. At the first election held under this charter, the voters of the First Ward shall vote at the district school house; those of the Second Ward at the office of M. J. Severance, but after the first election the Town Council may

change said places of holding elections to any other convenient points in each ward respectively.

CHAPTER II.

SEC. 1. After the first election of town officers the election shall be held on the second Wednesday in March of each year, at such place within each ward as the Town Council shall designate, and the polls shall be kept open from ten o'clock till twelve o'clock, A. M., and from one o'clock till four o'clock, P. M., and ten days previous notice shall be given by the Town Council of the time and places of holding such elections and the officers to be elected, by posting notices in three of the most public places in the town, and by publishing the same in at least one of the papers published in the town. Annual elections for town officers

SEC. 2. The elective officers of the town shall be a Mayor, Recorder and Justice of the Peace, and from each ward two Aldermen, who shall have been residents of the ward from which they are elected, for at least thirty days next preceding the day of election, and shall hold their office for one year and until their successors are elected and qualified. Elective offices

SEC. 3. Whenever a vacancy shall occur in the office of Mayor, such vacancy shall be filled by a new election, which shall be ordered and held within twelve days after such vacancy shall occur; any vacancy occurring in any other office shall be filled by the Town Council. Any person elected or appointed to fill a vacancy shall hold his office and discharge the duties thereof for the unexpired term, and with the same rights and subject to the same liabilities as the person whose office he may be elected or appointed to fill. Vacancies—manner of filling

SEC. 4. All elections by the people shall be by ballot, and a plurality of votes shall constitute an election; whenever two or more candidates for an elective office shall receive an equal number of votes for the same office, the election shall be determined by the casting of lots, in the presence of the Town Council, at such time and in such manner as they may direct. Manner of conducting elections

SEC. 5. All persons entitled to a vote for county or State officers, and who shall have resided in the town for three months, and in the ward in which he may offer to vote, ten days next preceding the day of election, shall be entitled to vote for any officer to be elected under this Act, and to hold any office hereby created, but no person shall hold any of the before mentioned offices unless he be a freeholder in said town of Henderson. Who may vote

SEC. 6. After the first election, the election in said town shall be held and conducted by the Aldermen of each ward, who shall be inspectors of election, and who shall take the oath, or affirmation, prescribed by the general law of this state. Manner of conducting elections

State, to be taken by the judges and inspectors of elections, and the Recorder, or in his absence some person to be appointed by the inspectors, shall be Clerk, and the inspectors shall have power to administer the oaths. The said elections shall be held and conducted in the same manner and under the same penalties, and vacancies in the Board of Inspectors thereof filled as required by the general laws regarding elections.

SEC. 7. When an election shall be closed, and the number of votes for each candidate or person voted for, counted and ascertained, the said inspectors shall make returns thereof stating the number of votes for each person and every office, and shall deliver or cause to be delivered such returns to the Town Recorder, who shall forthwith give notice to each of the persons so elected of their respective elections.

Special elec-
tions

SEC. 8. Special elections to fill vacancies, or for any other purpose, shall be held and conducted by the Councilmen, in the same manner, and the returns thereof shall be made in the same form and manner as general or annual elections, and in such time as may be prescribed by ordinance.

Removal of of-
ficer or neglect
to qualify

SEC. 9. Any officer removing from this town, or any Aldermen removing from the ward for which he was elected, or any officer who shall neglect or refuse for ten days after notice of his election or appointment to qualify and enter upon the discharge of the duties of his office, shall be deemed to have vacated his office, and the Town Council shall proceed to fill such vacancy as herein prescribed, or provided by ordinance not to conflict with the provisions hereof.

First town elec-
tion

SEC. 10. The first election for town officers, of the holding of which the present Town Council shall give ten days notice previous to the day of election, shall be held on the third Wednesday in August, A. D., eighteen hundred and fifty-eight, at which time an election shall be held in each ward at the places designated in Section two (2), Chapter one (1), of this Act, and to be conducted by two inspectors in each ward, who shall be chosen by the voters at the polls of election before said polls are opened; and said inspectors shall be governed by the provisions of Section six, Chapter two, of this Act.

SEC. 11. Should there be a failure by the people to elect any officer herein required to be elected, on the day designated, the Town Council may order a new election to be held, ten days notice of the time and place of holding the same to be given as in general elections.

CHAPTER III.

OFFICERS—THEIR POWERS AND DUTIES.

SEC. 1. Every person elected or appointed to any office

under this Act, shall, before he enters upon the duties of his office, take and subscribe an oath of office, and file the same, ^{Oath of office and bond} duly certified by the officers taking the same, with the Recorder of the town; and the Treasurer and Marshal, and such other officers as the Town Council may direct, shall severally, before entering upon the duties of their respective offices, execute to the town of Henderson, a bond with at least two sureties, to be approved by the Town Council, and such bond shall contain such conditions as the Town Council may deem proper, and they may from time to time require new or additional bonds, and remove from office any officer refusing or neglect to give the same.

Sec. 2. The Town Council shall consist of a Mayor and ^{Town council} two Aldermen from each ward.

Sec. 3. The Mayor shall, when present, preside over the meetings of the Town Council, and take care that the laws of ^{Mayor—his duties} the State and the ordinances of the town be strictly enforced and duly observed, and that all other executive officers of the town discharge their respective duties. The Mayor or any two Councilmen may call special meetings of the Town Council. He shall have power to execute all acts that may be required of him by an ordinance made in pursuance of of this Act, and is hereby authorized to call upon every male inhabitant of said town, over the age of eighteen years, to aid in enforcing the laws and suppressing the same or carrying into effect any law or ordinance. Any person who shall not obey such call, shall forfeit to said town a fine not exceeding twenty-five dollars and not less than five dollars.

Sec. 4. In case the Mayor shall be guilty of any wilful oppression or corrupt partiality in the discharge of the duties of his office, he shall be liable to indictment, and on conviction thereof, shall pay fine of not more than five hundred dollars, and the Court shall have power, (upon the recommendation of the jury in the cause,) to add to the judgment of the fine, that he be removed from office.

Sec. 5. In case the Mayor shall be absent from any meeting of the Town Council, they shall proceed to elect of their own number, a temporary presiding officer, who, for the time being, shall discharge all the duties of Mayor. In case of the absence of the absence of the Mayor from the town, or his inability from any reason to discharge the duties of his office, the Council shall elect by ballot from their own number, an officer who shall be styled Acting Mayor, and all acts performed by him, shall have the same force and validity as if performed by the Mayor.

Sec. 6. The Recorder shall keep the corporate seal and all the papers and records of the town, and keep a record of all the proceedings of the Town Council. He shall draw and ^{Recorder—his duties} countersign all orders on the Treasurer, in pursuance of any order or resolution of the Town Council, and keep a full and accurate account thereof in books provided for that purpose,

and make a full and fair record of all the by-laws, rules or ordinances made or passed by said Town Council. The Recorder shall have power to administer oaths or affirmations, and copies of all papers filed in his office and transcripts from the records of the Town Council certified to by him under the corporate seal, shall be evidence in all Courts in like manner as if the original were produced. He shall report annually, on or about the first day of June, to the Council, an estimate of the expenses of the town for the current year, and the revenues necessary to be raised therefor, and the fiscal year of the town shall commence on the first day of April. He shall countersign all contracts made in behalf of the town, and all certificates of work done by order of the Town Council. He shall negotiate such temporary loans for the town as the Town Council may direct, and such loan shall be subject to the approval of the Town Council. He shall examine the report, books, papers, vouchers and accounts of the Treasurer, and from time to time shall perform such other duties as the Town Council shall direct. He shall not be directly or indirectly interested in any contract or job to which the town is a party, or in any loan to be negotiated by the town.

Officers to be elected SEC. 7. The Town Council shall have power to elect a Town Attorney, Treasurer, Marshal, Surveyor and Police Justice, and define their duties.

Town attorney—duties SEC. 8. The Town Attorney shall perform all professional duties incident to his office, and when required shall furnish written opinions upon any subject submitted to him by the Town Council, or its committees: *Provided*, he shall not receive to exceed fifty dollars per year for such service.

Treasurer—his duties SEC. 9. The Treasurer shall receive all moneys belonging to the town, and keep an accurate and detailed account thereof, and on the first of April, and quarterly thereafter, he shall exhibit to the Town Council a full and detailed account of all receipts and expenditures after the date of the last quarterly report, and also the state of the treasury, which accounts shall be filed by the Recorder.

Marshal—his duties SEC. 10. The Marshal shall execute such orders, and perform such duties as are prescribed by the Town Council, for the collection of tolls, license money and fines, for the preservation of the public peace, for the good order, cleanliness and government of the town, and for all other purposes. He shall possess the powers of a constable at law and under the Statutes of this State, and receive like fees; but shall not serve civil process except where the town is a party, and shall be collector of taxes.

Town surveyor—his duties SEC. 11. The Town Surveyor shall hold his office during the pleasure of the Town Council, who shall prescribe his duties and fix the fees of compensation for any service performed by him; all surveys, profiles, plans or estimates made by him for the town, shall be the property of the town.

and shall be carefully preserved in the office of the Recorder, open to the inspection of parties interested.

Sec. 12. The Justice of the Peace for the town shall possess all the authority, power and rights of a Justice of the Peace, except he shall in no case entertain any civil proceeding to which the town is not a party, and shall have sole exclusive jurisdiction to hear all complaints and conduct all examinations and trials in criminal cases within the town cognizable before a Justice of the Peace, but warrants returnable before the said Town Justice may be issued in criminal cases by any Justice of the Peace of the said county of Sibley, but no fee shall be received therefor by such Justices. Said Justice shall have exclusive jurisdiction in all cases in which the town is a party, and he shall have the same power and authority in cases of contempt as other Justices of the Peace: *Provided*, That nothing herein contained shall be deemed to divest the District Judges of their authority as conservators of the peace, or effect in any manner, the jurisdiction of the District Court of Sibley County, or Supreme Court of the State. In case of the absence, sickness or other disability of said Justice, or for any sufficient reason, the Mayor, by warrant, may authorize any other Justice of the Peace within the limits of the town to perform the duties pertaining to the office of said Justice, and the Mayor shall thereupon inform the Town Attorney and Marshal of such appointment, and make report thereof to the Town Council, and they may confirm or set aside such appointment, or appoint some other Justice of the Peace, and the Justice so appointed, shall for the time being, and until his appointment is vacated, possess all the authority, powers and rights appertaining to the office of Justice of the Peace for the town; *Provided*, That nothing herein contained shall be deemed or so construed as to deprive the Town Justice of his jurisdiction; but the Justice so appointed, until his appointment is vacated, shall have concurrent jurisdiction with the Town Justice, and shall receive like fees for his services as said Justice of the Peace of the town.

Sec. 13. The Justice of the Peace shall quarterly report, or oftener, if required, to the Town Council, a list of all proceedings instituted before him in behalf of the town, and the dispositions thereof; and shall at the same time account and pay over the amount of all penalties and costs collected, which may by law accrue to the town, and he shall be entitled to receive from the county of Sibley, such fees in criminal cases as are allowed to other Justices of the county for similar services.

Sec. 14. The Town Council may designate a newspaper printed in the town, in which shall be published all ordinances and other proceedings and matters required by this Act, or the by-laws or ordinances of the Town Council to be published in a public newspaper.

SEC. 15. The Town Printer or Printers, immediately after the publication of any notice, ordinance or resolution, or other matters which by this Act is, or by town ordinances shall be required to be published, shall file with the Recorder, a copy of such publication, which shall be conclusive evidence of the publication of such notice, ordinance, resolution or other matter.

Further duties of town officers

SEC. 16. The Town Council shall have power from time to time to require other and further duties to be performed by any officer whose duties are herein prescribed, and to appoint such other officers as may be necessary to carry into effect the provisions of this Act, and to prescribe their duties and for the compensation of all officers elected or appointed by them. Such compensation shall be fixed at the time the office is created, or at the commencement of the year, and shall not be increased or diminished during the time such officer shall remain in office. The Town Council may at any time fix the compensation of any officer or committee for an incidental service by them performed; *Provided*, no member of the Town Council shall receive from the Town for incidental or other expenses, or a salary, in any one year, a sum to exceed twenty-five dollars.

Town council-restriction

SEC. 17. No member of the Town Council shall be party to, or interested in any job or contract of the town, and any contract in which any member of the Town Council may be so interested shall be null and void.

Delivery of books to successors

SEC. 18. Any person having been an officer in said town, shall within ten days after notification and request, deliver to his successor in office, all property, books, papers and effects of every description in his possession, belonging to said town, or pertaining to the office he may have held. If he fail so to do after such notification and request, he shall forfeit and pay to the use of the town, one hundred dollars, besides all damages caused by his neglect or refusal so to deliver; and such successors may recover the possession of such books, papers and effects, in the manner prescribed by the laws of this State, in cases of unlawful detention of property.

Peace officers

SEC. 19. The Mayor, Sheriff of Sibley county, and each and every Councilman, Justice of the Peace, Marshal, Recorder and Constables of the precinct of which said town is a part, shall be officers of the peace, and may command the peace, and suppress, in a summary manner, all disorderly behavior within the limits of the town, and for such purpose, may command the assistance of all by-standers, and if any person so commanded shall refuse to aid in maintaining the peace, every such person shall pay a fine of twenty dollars.

CHAPTER IV.

THE TOWN COUNCIL—ITS GENERAL POWERS AND DUTIES.

SECTION 1. The Mayor and Aldermen shall constitute the

Town Council, and the style of all ordinances shall be: "The Council of the Town of Henderson do ordain." The Town Council shall meet at such time and place as they shall direct, and a majority shall constitute a quorum. But the first Town Council elected under this Act shall meet at the office of M. J. Severance on the first Monday in September, A. D. 1858, at seven o'clock, P. M. The Town Council shall determine the rules of its proceedings, and be judges of the election and qualification of their own members, and have the power to compel the attendance of absent members.

Powers of the town council

Sec. 2. The Town Council shall have the control and management of the finances and of all the property of the town, and the Town Council shall likewise have full power and authority to make, enact, ordain, establish, publish, enforce, alter, modify, correct, and repeal all such ordinances, rules and by-laws, for the government and good order of the town, and for the suppression of vice, as they shall deem expedient, and declare and impose penalties by fine and imprisonment, or both, and to enforce the same against any person or persons who may violate any of the provisions of such ordinances, rules or by-laws, and such ordinances, rules and by-laws are hereby declared to be and have the full force of law, and for these purposes shall have authority by ordinances, resolutions, or by-laws, provided that they be not repugnant to the Constitution and laws of the United States or of this State.

First—To license and regulate the exhibition of common showmen, or shows, of any kind, or the exhibition of caravans, circuses, or theatrical performances, billiard tables, bowling saloons, groceries, taverns, victualing houses, and all persons vending or dealing in spirituous, vinous, fermented, mixed, or intoxicating liquors.

Second. To restrain and prohibit the use of all gambling devices whatever from being set up or used for gambling purposes, and to restrain and prohibit all description of gaming and fraudulent devices and practices.

Powers of the town council

Third. To prevent any riots, noise, disturbance, and disorderly assemblages, to suppress and restrain disorderly houses or groceries, and houses of ill-fame, and to authorize the destruction of all instruments used for the purposes of gaming, and of all spirituous, vinous, fermented, mixed, or intoxicating liquors of any kind, that may be kept for sale or dealt in contrary to any ordinance of the town.

Fourth. To compel the owner or occupant of any grocery, cellars, tallow chandlers shop, soap factory, tannery, stable, barn, privy, sewer, or other unwholesome or nauseous house or place, to cleanse, remove, or abate the same, and to provide for the abatement and removal of all nuisances within the limits of the town.

Fifth. To direct the location and management of slaughter-houses and markets in said city, and to regulate the sale, storage, keeping and conveying of gunpowder or other combustible materials.

Powers of the
town council

Sixth. To prevent the incumbering of streets, sidewalks, lanes or alleys.

Seventh. To prevent immoderate riding or driving in the streets.

Eighth. To restrain the running at large of cattle, swine, sheep, poultry and geese, and to authorise the impounding, distraining and sale of the same.

Ninth. To prohibit the running at large of dogs, to impose fines upon their owners, and to authorise the destruction of the same when at large contrary to the ordinances.

Tenth. To prevent any person from bringing, depositing, or having within the town, any putrid carcass or other unwholesome substance, and to require the removal of the same thereof by any competent officer, at the expense of such person or persons.

Eleventh. To make and establish public pounds, pumps, water cisterns and reservoirs, and to provide for the erection of water works, for the supply of water to the inhabitants, to erect lamps or other means whereby to light the city, to regulate and license hacks, cabs, drays, carts, and charges of hackmen, coachmen, draymen and cartmen of the town.

Twelfth. To prevent damage to sidewalks.

Thirteenth. To prevent the shooting of fire-arms, crackers, rockets, or any other projectiles, and to prevent the exhibition of any fire-works in any situation which may be deemed by the Council dangerous to the town, or any property therein, or annoying to any citizen thereof.

Fourteenth. To restrain drunkards, immoderate drinking of intoxicating beverages, brawling and obscenity in the streets or public places.

Fifteenth. To license and regulate runners and solicitors for boats, vessels, stages, public houses, railroads, and other establishments, and to regulate the police of the town.

Sixteenth. To regulate the place and manner of selling, and to provide for the inspection and weight of hay, and stone coal, and measuring of charcoal, firewood and other fuel.

Seventeenth. To compel the owners or occupants of buildings or grounds to remove snow, dirt or rubbish from the side walks, streets or alleys opposite thereto, and in his default, to authorize the removal or destruction thereof, by some officer of the town, at the expense of such owner or occupant.

Eighteenth. To prevent the introduction of contagious diseases into the town.

Nineteenth. To regulate the time, place and manner of holding public auctions or vendues.

Twentieth. To provide a standard of weights and measures.

Twenty-first. To appropriate money and provide for the payment of the debts and expenses of the town.

Twenty-second. To alter, abolish, open, widen, extend, establish, grade, repair, or otherwise improve, or keep in repair, streets, avenues, lanes and alleys. Powers of the town council

Twenty-third. To establish, regulate and support night watches.

Twenty-fourth. To provide for the erection of all needful buildings for the use of the town.

Twenty-fifth. To provide for the enclosing, improving and regulating of all public grounds belonging to the town, and for the adorning of the streets thereof with shade trees.

Twenty-sixth. To provide for the taking, from time to time the enumeration of the inhabitants of the town.

Twenty-seventh. To prescribe the limits within which wooden buildings, or buildings or other materials, that shall not be deemed fire-proof, shall not be erected, placed or repaired. Precautionary enactments concerning fires

Twenty-eighth. To prevent the dangerous construction, placing and condition of chimneys, fire-places, hearths, stovepipes, ovens, boilers, and appurtenances used in and about any building, and to cause the same to be removed or placed in a safe and secure condition, when considered dangerous, and to prevent the deposit of ashes in unsafe places, and to regulate and prevent the carrying on of manufactories dangerous in causing or promoting fires within the town limits.

Twenty-ninth. The Town Council shall have power to purchase fire engines and other fire apparatus, and to authorize the formation of fire companies, hook and ladder and hose companies, and to provide for the due support and regulation of the same; and to order such companies to be disbanded, and their apparatus to be delivered up. Each member of every such company shall be exempt from a poll tax, from serving on juries, and from military duty, during the continuance of such membership.

Sec. 3. All laws, ordinances, regulations and by-laws, shall be passed by an affirmative vote of the majority of the Town Council, and be signed by the Mayor and Recorder, and shall be published in the official paper of the town, or posted for ten days in three of the most public places in the town, before the same shall be in force, and within twenty days thereafter they shall be recorded by the Recorder, in books to be provided for that purpose. Public notice of ordinances &c

Sec. 4. All funds in the town treasury shall be under the control of the Town Council, and shall be drawn out upon the order of the Mayor and Recorder, duly authorized by vote of the Town Council, and all orders shall specify the purpose for which they were drawn. No appropriation shall be made without a majority of a full Council in favor of it, and the vote shall be taken by calling the roll, and the vote of each Councilman shall be entered on the journal of the Council, and no moneys shall be appropriated except such as are expressly authorized by this Act. Town funds—how appropriated

Adjustment of
accounts by
council

Sec. 5. The Town Council shall examine and adjust the accounts of all town officers and agents of the town, at such times as they may deem proper, and if any such officer or agent shall refuse to comply with the order of said Council in discharge of their duties in pursuance of this Section, the Council shall declare the office of such person vacant, and may commence suit or proceedings at law against any such officer or agent who may be found delinquent or defaulting in his accounts, or in the discharge of his official duties. The Council shall make full record of all such settlements and adjustments.

Opening, grad-
ing and repair-
ing of streets,
&c.—proceed-
ings concern-
ing

Sec. 6. The Town Council shall have power to order and contract for the making, grading, repairing, cleansing, improving and adorning of the streets, lanes, alleys, public grounds, reservoirs, gutters, sewers and wharves, within the town.

Sec. 7. Whenever the Town Council shall deem it necessary to construct or repair any sidewalk, or open, grade, gravel, plank or pave any street or alley within the town, they shall direct the owner or occupants of any lots adjoining such sidewalk, street or alley, to make, or repair, or open, grade, gravel, plank or pave the same at his or their own proper cost and charge, in such a manner and within such time as in such direction specified; and if such work is not done in the manner and within the time prescribed, the Town Council shall cause the same to be done at the expense of the lots adjoining such side walks, streets or alleys.

Sec. 8. The cost and expenses of surveying streets, lanes, alleys, sidewalks, sewers, public grounds and reservoirs, and estimating work thereon, and of cleansing streets and alleys, and of constructing and repairing reservoirs and sewers, may be paid out of the town funds; but the expense of opening, grading, graveling, planking, or paving streets and alleys, and to the centre thereof, shall be chargeable to and payable by lots fronting on such streets or alleys, and all street crossings shall be graded, and all cross walks built at the expense of and payable by the lots cornering upon said crossings or squares, each corner lot being liable for the expense of improving that quarter of the square adjoining or cornering upon said lots; sewers may be built and the expense apportioned by the Town Council among the lots or parcels of land benefitted thereby.

Sec. 9. Whenever the Town Council shall determine to make any public improvement, as authorized by Section Six, Seven and Eight of this Chapter, they shall cause to be made an estimate of the whole expense thereof, and the proportion to be assessed and charged to each lot, and such estimate shall be filed in the office of the Town Recorder, who shall, thereupon give notice for one week in the official paper of the town, or by posting a notice of the same in three of the most public places in the town for ten days, that such esti-

mates are on file in his office for the inspection of parties interested.

Sec. 10. All work for the town shall be let by contract to the lowest responsible bidder, and the Town Council may require of the bidder a bond with sureties for the faithful performance of the contract. Not less than ten days notice shall be given of the time and place of letting such contract.

Opening, grading and repairing of streets, &c.—proceedings concerning

Sec. 11. Whenever the general interest of the town requires a deep cutting or extraordinary filling in any street, and the owners of the lots or parcels of land fronting on such deep cutting or filling shall represent to the Town Council in writing, that the expense of such excavation or filling will exceed the benefit the same will be to the property assessed therefor, the Town Council shall appoint three freeholders not interested in said lots or parcels of land, who first being duly sworn, faithfully and impartially to discharge the trust reposed in them, shall examine the premises. If those first appointed refuse or are incapacitated to serve, the Council shall appoint others in their stead. Upon examination of the premises, if in their opinion the cost of such improvement shall exceed the benefits to be derived therefrom, it shall be their duty to report to the Town Council, and shall specify in such report what portion of the work to be performed shall be chargeable to such lots, and how much or what proportion shall be chargeable to the town funds, and such part or proportion as shall be so reported as properly chargeable to the lots or parcels aforesaid, and shall be assessed upon the same, and levied and collected as other taxes and assessments, and the remainder paid out of the town fund; *Provided*, That no such representation or petition shall be received unless presented within ten days after the first publication of the notices required in Section Nine of this Chapter. *And Provided further*, That it shall be the duty of the Town Council to appoint such Commissioners whenever it shall appear to them that such lands or lots belong to infants or other persons under legal disability, not represented by guardians.

Sec. 12. The Town Council shall have power to regulate and cause to be constructed, altered and maintained, wharves along the Minnesota River, and shall have and exercise the same control over the said river that they possess by virtue of this Act over the streets and alleys in said town. The expense of constructing, altering, grading, paving and maintaining the same, shall be apportioned by the Town Council among, and is hereby made payable by the lots or parcels of land extending to said river, in proportion to the work done opposite to said lot or parcel of land, to be estimated by the Surveyor: *Provided, however*, That the owners of such lot shall have the same power of petitioning the Town Council as is provided by Section Eleven of this Chapter, in regard to grading of streets and alleys, when the same proceeding shall be had and the work apportioned as therein provided.

Regulation and construction of wharves

Opening, grading and repairing of streets, &c.—proceedings concerning SEC. 13. After the completion and performance of any contract entered into by the Town Council for the work chargeable to lots or lands by virtue of this Act, they shall give to the contractor a certificate under the hand of the Mayor and seal of the Town, countersigned by the Recorder, stating therein the amount of work done by such contractors, the nature thereof, and the description of the lot or parcel of land upon which the same is chargeable, which said certificate shall be transferable by endorsement thereon and shall bear interest at such rate as the Council shall direct, and if the amount thereof shall not be paid before the time of making out the annual assessment roll, the same shall be assessed and levied upon the lots or parcels of land respectively and collected, together with interest up to the time of such collection, such certificate as they shall bear for the use and benefit of the holder of such certificate as other taxes on real estate are collected by virtue of this Act, and if the notice to do the work required shall have been given, no informality or error in the proceedings shall vitiate such assessment.

CHAPTER V.

ASSESSING, LEVYING AND COLLECTING TAXES.

Property subject to taxation SEC. 1. All property, real and personal, within the town, except such as may be exempt by the laws of this State, or by ordinance of this town, shall be subject to taxation for the support of the town government and the payment of its debts and liabilities, and the same shall be assessed in the manner hereinafter provided, but such assessment shall not exceed five mills on the dollar of the real valuation, and all qualified voters shall be liable to a poll tax not exceeding one dollar in any one year, to be levied by the Town Council.

Town assessors—when appointed SEC. 2. The Town Council shall annually appoint two persons Town Assessors, who shall have and possess the same powers that are or may be enforced by the laws of this State upon Township or County Assessors, except so far as they may be altered by this Act: *Provided*, That the Town Council may prescribe the form of the assessment rolls and may fully define the duties of Assessors and make such rules and regulations in regard to revising, altering or adding to such rolls as they may from time to time deem advisable.

Duties of assessors SEC. 3. The Assessors so appointed are hereby authorized to administer such oaths as shall be required, and within such time as the Town Council shall designate, the said Assessors shall make out a complete and accurate assessment roll which shall contain a description to identify the same of all lands, lots, or parcels of lands within said town, and also of all persons or bodies politic, liable to pay taxes on personal property or capitation tax, and opposite to

each parcel or lot of land shall be affixed the value thereof, and opposite the name of each person or body politic, shall be affixed the value of the personal property for which such person or body politic shall be assessed. When there are buildings upon any lot or parcel of land, their value shall be set forth in a separate column. The Assessors may assess any lot or tract of land in such parcels or subdivisions as they may deem proper, but it shall not be necessary to enter the name of the owner opposite to every tract or parcel of land.

Sec. 4. When the assessment-roll shall be completed, the Assessors shall give ten days notice thereof in the official paper of the town, or give notice thereof by posting notices in three of the most public places in the town, fixing a time and convenient place when they will meet for the purpose of hearing any objections of parties declaring themselves aggrieved by such assessment, and after hearing such objections, the Assessors may make such alterations or revisions as justice and equity may require ; *Provided*, The time of hearing such objections shall not be extended more than five days from the expiration of such notice.

Sec. 5. Within six days after the time limited for hearing such objections, the Assessors shall return the said assessment-roll to the Town Council, and they may confirm or refer the same back to the Assessors. The Town Council may supply omissions in said roll, and for the purpose of equalizing the same may alter, add to, take from and otherwise revise and correct the same.

Sec. 6. When the assessment-roll shall have been revised and corrected, the same shall be filed with the Recorder, thereupon the said Town Council shall, by resolution, levy such sum or sums of money as may be sufficient for the purpose for which taxes are herein authorized to be levied, but not exceeding the authorized limits.

Sec. 7. All taxes and assessments, general or special, levied under this Act, shall be and remain a lien upon the lands and tenements upon which they may be assessed from the time of the order of confirming the assessment-roll, and upon all personal property of any person or body politic from the time of the delivering of the warrant for the collection thereof, to the Marshal until such tax shall be paid, and no sale or transfer of such real or personal estate after said time shall effect said lien. Any personal property belonging to the taxed, may be taken and sold for the payment of taxes upon personal property.

Sec. 8. As soon as the taxes shall be levied, the Recorder shall copy the same in a book provided for that purpose, setting opposite to each person named under the proper columns, such sum or sums as may have been levied upon such lot or against such person, the said copy shall be designated the Tax List, and to it shall be appended a warrant

Collection of
taxes—how
made

signed by the Mayor and Recorder, and sealed with the corporate seal of said town, directed to the Marshal requiring and commanding him to collect taxes and assessments on said list, specified in the manner prescribed in this Act; and in case said taxes and assessments shall not be paid within such times as therein directed and specified then, that he shall proceed to sell the several lots or parcels of lands, or those parts thereof upon which said taxes and assessments shall remain unpaid, and make due return to the Town Council within such time as shall be fixed in said warrant

Sec. 9. Such tax list, before being delivered to the Town Marshal, shall be compared by the Recorder, with the assessment-roll as confirmed he shall affix to it his certificate that the same has been so compared by him, and that the whole of said assessment-roll has been copied into such tax list, and the said tax list when so certified, shall be *prima facie* evidence in any Court that the land and person therein named were subject to taxation, and that the assessments were just and equal.

Sec. 10. On the receipt thereof, the Marshal shall give one week's notice thereof in the official paper, or shall give ten days notice thereof by posting up notices in three of the most public places in the town; such notices shall specify that taxes on personal property shall be paid within twenty days from the first publication of such notice, or from the first day of posting the same, and taxes and assessments on real estate before the first day of September following, that if such taxes are not paid till after the first day of September, interest will be charged at the rate of two per cent. a month or fractional part of a month after said first day of January, upon all unpaid taxes, and that all tracts or parcels of land or buildings specified in said tax list, upon which said taxes and assessments shall not be paid by the first day of January, will be sold at a certain time and place therein, to be specified, for the payment of such taxes and assessments, and the publication or posting of such notices shall be deemed a demand, and a neglect to pay the taxes and assessments within the time specified, shall be deemed a refusal to pay the same.

Collection of
taxes—how
made

Sec. 11. At the expiration of twenty days, the Marshal shall proceed to enforce the collection of the taxes on personal property in the same manner prescribed by the Statutes and laws of this State, and if any such personal tax shall not be paid or collected in consequence of the neglect or delay of the Marshal, the Town Council may sue and recover the amount thereof from the said Marshal and his sureties.

Sec. 12. On the day and at the place designated in the Marshal's notice, he shall commence, by public auction, the sale of all tracts and lots of land or parcels thereof, upon which the taxes or assessments shall remain unpaid, and continue the said sale from day to day until the whole of

such tracts, lots or parcels of lands are disposed of. On receiving the amount of such purchase money, the Marshal shall issue to the purchaser a certificate containing the name of the purchaser, description of the premises sold, the amount paid thereon, the rate of interest said certificate may bear, and the time when the right to redeem shall expire. The Marshal shall keep a record of the lots or tracts so sold, the name of the purchaser, date of sale, the amount received for taxes and charges respectively, the time when, by whom and for what amount the same was redeemed, and the time and to whom the same same was conveyed, if not redeemed, and the Recorder shall act as Clerk at such sale. Tax sales-how made

SEC. 13. In case any purchaser at such tax sale, shall neglect or refuse to pay the amount for which any lot or tract was sold, before ten o'clock on the morning following the day of sale, the Marshal immediately offer such tract again for sale, and the person refusing or neglecting to pay for the same by ten o'clock of the day following the day of sale, he shall forfeit and pay to the town five dollars for each lot so purchased, to be sued for and collected as other penalties under this Act.

SEC. 14. Any lot or tract of land so sold may be redeemed by the owner thereof, his agent or attorney, or at any other person having an interest therein, or at any time within one year after the day of sale, by paying to the Marshal the amount for which the same was sold including taxes and charges, together with the interest thereon, at the rate of twenty-four per cent. per annum, and the legal charges and taxes thereon since the time of sale. If the estate of an infant or lunatic be sold, the same may be redeemed upon like terms within one year after such disability is removed or at any time before the expiration of such time. Redemption of property sold for taxes

SEC. 15. Any such tax certificate shall be assignable by endorsement, and the assignee thereof shall be entitled to receive a deed of the premises in such certificate described in his own name and with the same effect as though he had been the original purchaser.

SEC. 16. In case at any sale of real or personal estate for taxes or assessments, no bid shall be made for any parcel of land or any goods and chattels, the same shall be struck off to the town, and thereupon the Marshal shall execute to the town in its corporate name, a certificate of the sale thereof, specifying the same facts as a certificate issued to other purchasers, and the town shall be vested with the same rights as other purchasers, and which certificate shall be filed with the Town Treasurer. If the town shall become the purchaser of any personal property by virtue of this chapter, the Treasurer shall have the power to sell the same at public sale; and in case the town shall become the purchaser of any real estate at any tax sale, the Town Council may authorize the Treasurer to sell the certificate issued therefor, for the When town to become purchaser at tax sale

amount paid therefor, with interest, and to endorse and transfer such certificate to the purchaser thereof.

Omission in assessment—how remedied

Sec. 17. If it shall appear to the Assessors that any lot or parcel of land was omitted in the assessment roll of either or both of the preceding years, and that the same was then liable to taxation, they shall, in addition to the assessment for that year, assess upon the lot or parcel of land so omitted for such year or years that it shall have been so omitted, the just value thereof, noting the year when such omission occurred, and such assessments shall have the same force and effect as it would have had if made the year when the same was omitted; and the Town Council shall, in addition to the taxes for the current year, lay such tax upon such lot or tract of land as the same would have been chargeable with had not the same been omitted, and such tax shall be collected as other taxes or assessments for the current year. All lands shall be subject to taxes that may have been omitted in whatsoever hands they may come. Should any tax or assessments upon any lot or parcel of land be set aside or declared void by reason of any defect or informality in the assessing, buying, selling or conveying the same, or other matters, but not effecting the equity or justice of the tax itself, the Town Council shall cause the tax or assessment so set aside or declared void, to be re-levied in such manner as they shall direct; *Provided*, That if the defect was in the assessment, the same shall be again assessed at such time as the Town Council shall direct, and the said tax or assessment so reassessed or re-levied, shall be and continue a lien upon said tract or lot, and shall be collected as other taxes or assessments are collected under this Act.

Tax sale deeds

Sec. 18. All deeds purporting on their face to be executed on account of sales for taxes or assessments, under this Act, shall be in all cases *prima facie* evidence of the validity of such tax, and in case the title conveyed by such deed shall come in question, the same shall be *prima facie* evidence of all facts recited in such deeds so far as they effect the force or validity of all title conveyed or purporting to be conveyed by such deeds.

Sec. 19. All the instructions and directions herein given for the assessing of lands and personal property, and the levying and collecting of taxes and assessments, shall be deemed only directory, and no error or informality in the proceedings of any of the officers entrusted with same, and not affecting the substantial justice of the tax itself, shall violate or in any wise effect the validity of the tax or assessment, or of the title conveyed under any sale for taxes under this chapter.

Tax money to be paid over to treasurer

Sec. 20. The Marshal shall receive the moneys that may be legally tendered him for the redemption of lands sold for taxes, and he shall keep account hereof and immediately pay the same over to the Town Treasurer and take his receipt

therefor, who shall also keep an account thereof, and the Treasurer shall pay the same over on demand to the person entitled to receive the same. The Treasurer shall cancel all certificates so redeemed and preserve the same in his office, and at the expiration of his term of office he shall deliver to his successor, all redemption moneys in his hands with a statement of the amount so received and of the amount and to whom paid.

Sec. 21. In all cases under the provisions of this Act, whereby any charge or assessment is made a lien upon the land, the assessment of such charge shall be carried out in a separate column or columns opposite to the lot or tract upon which the same may be a lien, and the Marshal may collect and sell and do all other acts thereto, in the same manner as if the amount of such lien was a general tax.

Sec. 22. The Marshal shall be allowed the following fees, to wit:

Such per cent. on all taxes collected as the Town Council may allow, not to exceed five per cent., and in case of distress and sale by him of goods and chattels for the payment of any taxes, he shall be entitled to such fees as Sheriffs are allowed by law upon sale of goods under execution. Fees for collecting taxes

For each certificate by him issued on the sale of lands for the payment of taxes, twenty cents to be added to the amount of such tax or assessment and included in such certificate.

For each lot or parcel of land redeemed for which he shall issue a certificate, twenty-five cents, and five cents for each additional lot or parcel embraced in such certificate, to be paid by the persons redeeming before he shall be entitled to redeem.

Sec. 23. Whenever any person shall bid off any lot or parcel of land offered for sale for taxes, which lot shall have been bid off in the name of the town for taxes for any previous year, and shall at the time of such subsequent sale remain the property of the town, such person shall, before being entitled to his certificate of such sale and purchase, purchase of the town its certificate by paying the amount of principal, interest and charges thereon, and to receive from the Treasurer an assignment thereof, and if such purchase of the town be not paid and executed before ten o'clock of the day following, the bill thereof shall be considered as null and the land again offered for sale. Further provisions relating to tax sale

Sec. 24. When there shall be a sale by the Register of Deeds of Sibley county, or other county officer, and by the City Marshal, of any lot or parcel of land for taxes in the same year, the purchaser of any such lot or parcel who shall be first in point of time, may redeem the same from the subsequent purchaser, and in case he should not redeem, the right of the last purchaser shall be held paramount, if he obtains a deed therefor. If the first purchaser in point of time shall so redeem, it shall be the duty of the proper officer to make

an entry in the sale book of the character in which such person may have redeemed, and the person so redeeming shall be substituted in all the rights of the holder of the certificate so redeemed as aforesaid.

Sec. 25. No person shall be permitted to institute any proceedings to set aside assessment or special tax hereafter levied or assessed upon any lot or tract of land, or to set aside a deed executed by reason of the non-payment of such taxes upon the sale of the premises therefor, unless such person shall first pay or tender to the proper party, or deposit to his use with the Treasurer, the amount of all town taxes that remain unpaid and that have been paid upon such lots or tracts since the sale thereof for taxes by the purchasers, together with the interest and charges thereon.

Sec. 26. When any lands sold for taxes shall not be redeemed as aforesaid, the Recorder of said town shall, after the expiration of said term of one year, for the redemption thereof, on the presentation to him of the certificate of sale, and an order from the Treasurer, should execute in the name of the town of Henderson, under his hand and seal, to the purchaser, his heirs and assigns a deed of the lots or parcels of land so remaining unredeemed, and shall acknowledge the same, which shall invest in the grantee an absolute estate in fee simple of such lands, subject however, to all unpaid taxes and charges that may be a lien thereon. The fees of the Recorder for executing and acknowledging such deeds shall be one dollar and fifty cents.

CHAPTER VI.

OPENING OF STREETS, ALLEYS, &C.

Opening of
streets, alleys
&c.—proceed-
ings to legalize

Sec. 1. The Town Council shall have power to lay out public squares, grounds, streets, lanes, alleys, and to widen and enlarge the same as follows :

Whenever twenty or more freeholders, residing in said town, by petition represent to the Town Council that it is necessary to take certain lands within the town, for the purpose of laying out public squares, grounds, streets or alleys, or enlarging or widening the same ; and the courses, distances, metes and bounds of the land proposed to be taken, together with the names and residences of the owners of such premises, if known to the petitioners, is set forth in the petition, the Town Council should thereupon cause notice of such application to be given to the occupant or occupants of such lands, if there be any, and if such lands or any portion of them shall not be in the actual occupancy of any one, then the Town Council shall cause such notice, describing as near as may be the premises proposed to be taken, be published in the official paper for three weeks successively, once at least in each, and the publisher of such paper or his fore-

man shall make affidavit of such publication and deposit the same with the Town Recorder.

Sec. 2. Such notice shall state, on a certain day therein named, not less than six days from the day of service of such notice or the expiration of such publication, as the case may be, the Town Council will appoint three Commissioners to view said premises and to determine whether it is necessary to take the same for the purposes specified in said petition.

And at the time specified the said Town Council shall proceed and appoint three reputable freeholders, residents of this town, but not interested in the result of said petition, and shall enter an order in their proceedings requesting the said Commissioners within ten days to view said premises, to be specified in said order and to make return to the Town Council, whether in their judgment it is necessary to take said premises for the public use, for the purpose specified in the petition.

Sec. 3. The said Commissioners at such time as they may agree upon within ten days of the time of their appointment, shall proceed to view the premises in question, and shall hear such testimony as may be offered by any party interested, which testimony shall be reduced to writing by one of their number, and either of the Commissioners shall be authorized to administer the necessary oaths to witnesses.

Sec. 4. Should the Commissioners deem it necessary to take such premises for the public use, they shall determine the amount of damages to be paid to the owner or owners of the property proposed to be taken, and also what lands or premises will be benefitted by such taking, and to assess such damages and benefits, and to return the same to the Town Council within the time limited.

Sec. 5. If the damage to any person be greater than the benefits received, or if the benefits be greater than the damages, in either case the Commissioners shall strike a balance and carry the difference forward to another column, so that the assessments shall show what amount is to be received or paid by such owner or owners, or persons interested respectively, and the difference only shall in case be collected of them or payable to them.

Sec. 6. If the lands or building belong to different persons, or if the land be subject to lease, judgment, mortgage, or lien, or if there be any estate in it less than an estate in fee, the injury done to such person or interest respectively, may be awarded to them by the Commissioners, less the benefits resulting to them respectively from the proposed appropriation to the public use.

Sec. 7. The award of said Commissioners shall be signed by them together with the testimony taken and returned to the Town Council within the time limited in this order of appointment. Should they fail so to do, they shall receive no

compensation for their services, and the Town Council shall appoint new Commissioners, unless further time is granted to the said first appointed Commissioners, which further time the Council may by order grant.

SEC. 8. The said assessment shall be collected by the Town Marshal, in the same manner as he is by law empowered to collect taxes upon personal property, and the return of the Marshal shall be conclusive evidence of that fact.

Payment or
tender of dam-
ages

SEC. 9. The land required to be taken for the purpose mentioned in this Chapter, shall not be taken till the damages awarded to the owner thereof for the taking of the same, shall be paid or tendered the owner or his agent, to be deposited for his use with the Town Treasurer, in case said owner or his agent are unknown, and the said lands and premises so taken and appropriated shall thereafter be subject to all the laws and ordinances of the town, in the same manner as streets, alleys or public grounds heretofore opened or laid out, and the damages so assessed shall be paid or tendered or so deposited within eight months of the confirmation of such assessment and report, and if not so paid, tendered or deposited, all the proceedings in any such case shall be void. The benefits so assessed shall be a lien upon the premises assessed from the confirmation of such report.

SEC. 10. Where the whole or part of a tract of land or other premises under lease or contract shall be taken by virtue of this Act, all the covenants, contracts and engagements between landlord and tenant, or any other contracting parties respecting the same, upon the confirmation of the Commissioners' report, shall be absolutely discharged as to the part thereof so taken, but shall remain valid as to the residue thereof, and the same considerations and payments received, payable and to be paid for in respect to the same, shall be so apportioned that the part thereof justly and equitably payable for such residue, and no more shall be paid.

SEC. 11. When any known owner of lands or premises affected by any proceeding under this Act, shall be an infant, or labor under any other legal disability, the Judge of Probate of Sibley county, shall upon the application of the person laboring under such disability, his next friend or the Town Council, appoint a guardian for such person, upon whom shall be served all notices required by this Act.

SEC. 12. The said Commissioners before entering upon the discharge of their duties, shall severally take an oath and file the same with the Recorder, that they are not at all interested in the premises proposed to be taken, and that they will faithfully discharge the trust reposed in them.

Appeal from
award of com-
missioners

SEC. 13. Any person whose property is taken, or against whom an assessment is made, may within ten days after the return of the said Commissioners to the Town Council, appeal from such determination of damages or benefits, to the Dis-

trict Court of Sibley county, where such appeal shall be tried as in ordinary cases of appeal in said Court; the Town Council shall have the same right to appeal.

MISCELLANEOUS PROVISIONS.

Sec. 1. All actions brought to recover any penalty or forfeiture under this Act or the ordinances, by laws, or police or health regulations made in pursuance thereof, shall be brought in the corporate name of the town. Actions how brought

Sec. 2. No person shall be an incompetent judge, justice, juror, witness or commissioner, by reason of his being an inhabitant of the town in any action or proceeding in which the town shall be a party in interest. Incompetency

Sec. 3. The following property now or hereafter belonging to the town, shall be exempt from levy sale under or by virtue of any execution, to wit: All engine houses, hook and ladder houses, and the ground upon which they are situated; all fire engines, carriages, hooks, ladders, buckets, hose, or any other fire apparatus used by the fire company, erected or otherwise by the Town Council; school houses and the furniture thereof, and the furniture of the Town Council and office rooms of the other officers of the town. City property exempt from sale

Sec. 4. If any election for town officers for any cause shall not be held in the manner and at the time herein prescribed, it shall not be considered a reason for ousting, suspending or absolving said corporation, but such election may be held upon any subsequent day, and if any of the duties enjoined by this Act, as the ordinances, by-laws, rules or regulations of the town, to be done by any officer at any specified time, be not done or performed at that time, the Town Council may appoint another time at which the said acts may be done and performed. Elections

Sec. 5. The town may lease, purchase and hold real or personal estate sufficient for the convenience of the inhabitants and the due administration of the government of the town, and may sell and convey the same at pleasure, and the same shall be free from taxation. Real estate

Sec. 6. No general laws of this State contravening the provisions of this Act, shall be considered as repealing, amending or modifying the same, unless such purpose be expressly set forth in such law. General laws

Sec. 7. Appeals shall be allowed from decisions in all cases arising under the provisions of this Act, or any ordinances, rules, by-laws or regulations, passed in pursuance thereof, to the District Court of Sibley County, and every such appeal shall be taken and granted in the same manner and with like effect as appeals are taken from and granted by Justices of the Peace to the District Court under the general laws of this State. Appeals—how taken

Sec. 8. All acts and parts of acts relating to the incor-

Repeal of former acts

poration of the town of Henderson, are hereby repealed, but the repeal of said acts shall not effect any act done, save in the election of town officers, or right accrued or established, or any proceeding, suit or prosecution, had or commenced previous to the time when such repeal shall take effect, but every such act, right or proceeding, shall be as valid and effectual as if said acts had remained in force.

SEC. 9. This Act is hereby declared to be a public act, and may be read in evidence in all Courts of law in this State.

SEC. 10. This Act shall take effect and be in force from and after its passage.

GEORGE BRADLEY,

Speaker of the House of Representatives.

WILLIAM HOLCOMBE,

President of the Senate.

APPROVED—August ninth, one thousand eight hundred and fifty-eight.

HENRY H. SIBLEY.

SECRETARY'S OFFICE, Minnesota, }

August 9, 1858. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

FRANCIS BAASEN, Secretary of State.

CHAPTER CXV.

An Act to Incorporate the Town of Taylor's Falls.

- CHAPTER 1. Of the Town Boundaries.
 2. Of the Government of the Town.
 3. Of Town Elections.
 4. Of the eligibility to the office of the Town President.
 5. Of the duties of the Recorder
 6. Of the Justice of the Peace.
 7. Of the duties of other officers.
 8. Of salaries of Town officers.
 9. Miscellaneous provisions.

Be it enacted by the Legislature of the State of Minnesota:

CHAPTER I.—BOUNDARIES.

SECTION 1. All the district of country in the county of